

FORMPTO-1390  
(REV. 10-2003)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**

ATTORNEY'S DOCKET NUMBER

04308057

U.S. APPLICATION NO. (If known, see 37 CFR 1.5

UNKNOWN **10/501604**

INTERNATIONAL APPLICATION NO  
PCT/US03/01216

INTERNATIONAL FILING DATE  
January 16, 2003

PRIORITY DATE CLAIMED  
January 15, 2002

**TITLE OF INVENTION**  
**SITE GUARD FOR INTRAVENOUS SITES AND OTHER SENSITIVE AREAS**

**APPLICANT(S) FOR DO/EO/US**

I.V. House, Inc.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☒ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☐ is attached hereto.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

**Items 11 to 20 below concern document(s) or information included:**

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A preliminary amendment.
14. ☒ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information: *postcard*

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) <b>UNKNOWN 10/501604</b>		INTERNATIONAL APPLICATION NO. <b>PCT/US03/01216</b>		ATTORNEY'S DOCKET NUMBER <b>04308057</b>	
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<p>21. <input checked="" type="checkbox"/> The following fees are submitted:</p> <p><b>BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):</b>          Neither international preliminary examination fee (37 CFR 1.482)          nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO          and International Search Report not prepared by the EPO or JPO ..... <b>\$1080.00</b></p> <p>International preliminary examination fee (37 CFR 1.482) not paid to          USPTO but International Search Report prepared by the EPO or JPO ..... <b>\$920.00</b></p> <p>International preliminary examination fee (37 CFR 1.482) not paid to          USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO .. <b>\$770.00</b></p> <p>International preliminary examination fee (37 CFR 1.482) paid to USPTO          but all claims did not satisfy provisions of PCT Article 33(l)-(4) ..... <b>\$730.00</b></p> <p>International preliminary examination fee (37 CFR 1.482) paid to USPTO          and all claims satisfied provisions of PCT Article 33(l)-(4) ..... <b>\$100.00</b></p> <p style="text-align: center;"><b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b></p>	<b>CALCULATIONS PTO USE ONLY</b>																															
Surcharge of <b>\$130.00</b> for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(c)).	\$ 730.00																															
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th style="width:15%;">CLAIMS</th> <th style="width:15%;">NUMBER FILED</th> <th style="width:15%;">NUMBER EXTRA</th> <th style="width:15%;">RATE</th> <th style="width:15%;">\$</th> <th style="width:15%;">\$</th> </tr> <tr> <td>Total claims</td> <td>60 - 20 =</td> <td>40</td> <td>x \$18.00</td> <td>\$ 720.00</td> <td></td> </tr> <tr> <td>Independent claims</td> <td>2 - 3 =</td> <td>0</td> <td>x \$86.00</td> <td>\$ 0</td> <td></td> </tr> <tr> <td colspan="3">MULTIPLE DEPENDENT CLAIM(S) (if applicable)</td> <td>+ \$290.00</td> <td>\$ 0</td> <td></td> </tr> <tr> <td colspan="4" style="text-align: right;"><b>TOTAL OF ABOVE CALCULATIONS =</b></td> <td>\$ 1450.00</td> <td></td> </tr> </table>	CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	\$	Total claims	60 - 20 =	40	x \$18.00	\$ 720.00		Independent claims	2 - 3 =	0	x \$86.00	\$ 0		MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$290.00	\$ 0		<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$ 1450.00			
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<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$ 1450.00																												
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.																																
<b>SUBTOTAL =</b>	\$ 725.00																															
Processing fee of <b>\$130.00</b> for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).																																
<b>TOTAL NATIONAL FEE =</b>	\$																															
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40.00</b> per property																																
<b>TOTAL FEES ENCLOSED =</b>	\$ 725.00																															
	<b>Amount to be refunded:</b>	\$																														
	<b>charged:</b>	\$																														

a. ☒ A check in the amount of \$ 725.00 to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ to cover the above fees.  
A duplicate copy of this sheet is enclosed.

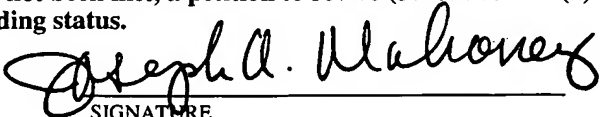
c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 13-0019. A duplicate copy of this sheet is enclosed.

d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

**NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.**

SEND ALL CORRESPONDENCE TO:  
 Joseph A. Mahoney  
 Mayer, Brown, Rowe & Maw  
 P.O. Box 2828  
 Chicago, IL 60690-2828  
 (312)-701-8979  
 Date: July 14, 2004

  
 SIGNATURE  
 Joseph A. Mahoney  
 NAME  
 38,956  
 REGISTRATION NUMBER

10/501604

DT04 Rec'd PCT/PTO 14 JUL 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: National Phase of PCT/US03/01216  
Applicant: Betty M. ROZIER, et al.  
Filed: July 14, 2004  
Art Unit: TBD  
Examiner: TBD  
Docket No.: 04308057  
Customer No.: 26565

CERTIFICATE OF MAILING BY

"EXPRESS MAIL"

"Express Mail" mailing label number

EL989698316US

Date of Deposit: July 14, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" under 37 CFR 1.10 on the date indicated above and is addressed to COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450

typed or printed name of person mailing paper or fee:



Tim Hubalk

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Dear Sir:

Enclosed herewith are the following for the above-captioned application:

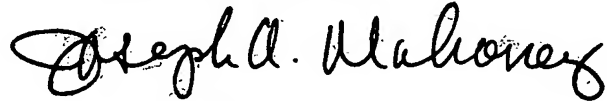
1. Application Data Sheet;
2. Form PTO-1390 Transmittal Letter to the EO/DO;
3. Information Disclosure Statement;
4. Form PTO/SB08A;
5. Copies of cited references;
6. Copy of International Search Report;
7. Check in the amount of \$ 725.00 for filing fee; and
8. Return receipt postcard.

10/501604

DT04 Rec'd PCT/PTO 14 JUL 2004

The Commissioner is hereby authorized to charge any additional filing fees required under Rule 1.17 concerning this transaction, or to credit any overpayment to Deposit Account 13-0019.

Respectfully submitted,



Joseph A. Mahoney  
Reg. No. 38,956

Date: July 14, 2004

**MAYER, BROWN, ROWE & MAW LLP**

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Facsimile: (312) 706-9000